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Attorney for Defendant, SUSAN NAHAPETIAN

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA - SAN JOSE DIVISION

UNITED STATES OF AMERICA

Plaintiffs,

vs.

SUSAN NAHAPETIAN

Defendants.

CASE NO. CR 09-01119 JW

**STIPULATION AND [PROPOSED]
 ORDER TO CONTINUE SETTING OR
 DISPOSITIONAL HEARING OF
 DECEMBER 6, 2010 THROUGH
 DECEMBER 20, 2010 FROM THE
 SPEEDY TRIAL ACT CALCULATION
 (18 U.S.C. §3161(h)(7)(A),(B))**

**Current Dispositional Date: 12/06/2010
 Proposed Dispositional Date: 12/20/2010**

A dispositional hearing is set in this matter for December 6, 2010. The parties are seeking to continue the December 6, 2010, hearing for defendant Susan Nahapetian to December 20, 2010, in order to allow defense counsel the opportunity to complete his review of the materials made available to him in the discovery process, and to reach a pre-trial resolution with the government of the pending criminal matter. The parties have agreed to stipulate to an exclusion of time under the Speedy Trial Act to allow counsel for defendant reasonable time for effective preparation.

The Defendant hereby submits this written request for an order finding that said time is excluded under the Speedy Trial Act, 18 U.S.C. § 3161, in that the ends of justice are served by

STIPULATION TO CONTINUE SETTING OR DISPOSITIONAL HEARING

1 taking such action and outweigh the best interests of the public and defendant in a speedy
2 trial. 18 U.S.C. § 3161(h)(7)(A). Further, the failure to grant such a continuance would
3 unreasonably deny counsel for defendant the reasonable time necessary for effective preparation,
4 taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv).
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7 DATED: December 1, 2010

MGDESYAN & TAHERIPOUR

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9 By: 

10 George Mgdesyan, Esq., Attorney for Defendant,

11 SUSAN NAHAPETIAN
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13 DATED: December 1, 2010

UNITED STATES ATTORNEY

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16 By: 

17 Eumi L. Choi, Esq., Attorney for Plaintiff,

18 UNITED STATES OF AMERICA
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ORDER

Based upon the stipulation of the parties, and for good cause shown, the Court HEREBY ORDERS that the time between December 6, 2010 through December 20, 2010 is excluded under the Speedy Trial Act, 18 U.S.C. § 3161. The Court finds that the ends of justice are served by taking such action and outweigh the best interests of the public and defendant in a speedy trial. 18 U.S.C. §3161(h)(7)(A). Further, the failure to grant such a continuance would unreasonably deny counsel for defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The Court therefore concludes that this exclusion of time should be made under 18 U.S.C. §3161(h)(7)(A) and (B)(iv).

IT IS ORDERED. This is the parties' final continuance.

DATED: December 3, 2010

By: _____


Honorable James Ware
U.S. DISTRICT COURT JUDGE